

Construction Advisory

CA 2008-15
November 24, 2008

From Brenda O'Brien, Engineer of Construction and Technology

MDOT-Construction and
Technology Division
P.O. Box 30049
Lansing, Michigan 48909
Phone/517-322-1087
Fax/517-322-5664
www.michigan.gov/mdot/

Index: Structures

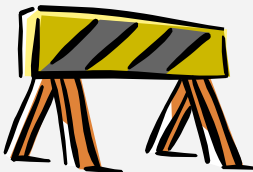
Questions regarding this
Construction Advisory
should be directed to:

Eric Burns, Bridge
Construction Engineer, at
517-322-6331 or
burnse@michigan.gov

Steel Beam Removal From Structures

This construction advisory serves as a reminder to review the following sections of the *2003 Standard Specifications for Construction*:

- Section 103.02.C, Differing Site Conditions – MDOT received claims for compensation from contractors based on the premise that the presence of lead based paint and the resulting mediation is a “differing site condition”. A recent Central Office Review decision determined that the discovery of lead based paint on the existing beams scheduled for removal is an existing condition, not a differing site condition. The lead paint is not of an unusual nature, latent, or differing materially from those ordinarily encountered for a bridge built at that time, and generally recognized as inherent in the work provided for in the contract.
- Section 204.04.A, Measurement and Payment, General “ . . . The unit price for the contract items listed herein shall be payment for the work as described including breaking down and removing, sawing where required, disposing of materials, and furnishing, placing, and compacting backfill.” Therefore, there should be no additional costs submitted by contractors for removing, breaking down, and disposing of beams.
- Section 107, Legal Relations and Responsibilities to the Public – The contractor is required to follow all federal, state, and local laws.



BJO:EMB